HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 476 OF 2007.

Milind Madhav Patange. ..Petitioner.

Versus.

Jat Urban Co-op. Bank Ltd.,
Jat & Others. ..Respondents.

Umesh Mankapure for the petitioner.

S. S. Patwardhan for the respondents.

CORAM: S.J. VAZIFDAR, J.

DATE: JANUARY 18, 2007.

P.C.

1. Not on board. Mentioned.

2. Rule. Rule returnable and heard forthwith.

3. The only grievance of the petitioner is that the property is likely to be sold in execution of the Recovery Certificate affecting the petitioner’s alleged leasehold rights.

4. If the petitioner has any such right the sale will obviously be subject to the same.

5. Learned counsel appearing on behalf of the petitioner states that the lease-deed in any event comes to an end on 1st April 2008. He undertakes to quit, vacate and handover the vacant and peaceful possession of the property to the auction purchaser on or before 2nd April 2008. In this regard no further contentions shall be raised by the petitioners. The undertaking and statements are accepted.

6. The petitioner is also at liberty to bid at auction.

7. Rule is made absolute accordingly.